IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

THURSDAY, THE THIRD DAY OF MARCH
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE SRI DEVINDER GUPTA, THE CHIEF JUSTICE

and
THE HON'BLE SRI JUSTICE B.SESHASAYANA REDDY

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WRIT PETITION Nos. 4546 & 8548 OF 1995

WRIT PETITION NO : 4546 of 1995

Between:

The A.P., Judicial Employees Association, Rep by its Secretary, Sri A. Krishna, Special Judge for Trial of Cases under E.C.Act Cum III Addl. Metropolitan Sessions Judge, Hyderabad-Cum- Addl. Chief Judge, Hyderabad.

..... PETITIONER

AND

1. The Secretary Finance & Planning Department,
Government of A.P., Secretariat, Hyderabad.
2. The Secretary to Government,
Home (Courts) Department, Hyderabad.
3. The Registrar (Administration),
High Court of A.P., Hyderabad.
4. The Metropolitan Sessions Judge,
Nampally Court, Hyderabad.
5. The Pay & Accounts Officer,
A.P., Hyderabad.

.....RESPONDENTS

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue any appropriate writ, order or direction preferably a writ in the nature of Writ of Mandamus declaring the action of the 5th respondent in not honouring the proceedings of the 3rd and 4th respondents made in ROC.No.1285/92 Estt.1, dt:6.3.92 Dis No. 5844/A/MSJ/94 dt:31.12.94 Dis No.3361/MSJ/Accts/94 dt:5.8.94 and Govt. Memo No. 25526/116/PC-II/94-V dt:8.8.94 of Finance & Planning Department respectively as illegal, arbitrary, violative of Articles 14 and 300-A of the Constitution of India and consequently direct the 5th respondent to pass the bills of the employees working in City Criminal Court Red Hills, Nampally, Hyderabad herein in terms of G.O.Ms.No.182, Finance & Planning (FW.PRC.I) Department, dt:17.7.87 issued by the first respondent.

Counsel for the Petitioner: Ms. K.N.VIJAYA LAXMI

Counsel for Respondent Nos. 1, 2& 5: GP FOR FINANCE &Plg.

Counsel for Respondent Nos. 3 & 4: Smt. M.Bhaskara Lakshmi,

SC for A.P. High Court.

WRIT PETITION No. 8548 of 1995

Between:

The Andhra Pradesh Judicial, Employees Association,
represented by its Secretary, Sri A.Krishna, Special Judge for Trial of Cases under E.C. Act-cum- III Additional Metropolitan Sessions Judge-cum- Addl.Chief Judge, Hyderabad.

..... PETITIONER

AND

1. The Secretary, Finance & Planning Department
Government of A.P. Hydeabad.
2. The Secretary to Government,
Home (Courts) Department, Hyderabad.
3. The Registrar (Administration),
High Court of A.P., Hyderabad
4. The Metropolitan Sessions Judge,
Red Hills, Nampally, Hyderabad
5. The Special Judge for Economic Offences,
Red Hills, Nampally, Hyderabad
6. The Special Judge for Trial of cases Undser E.C.Act cum IIIAdd. Metropolitan Sessions Judge,
Red Hills, Nampally, Hyderabad.
7. Pay & Accounts officer,
A.P. Hyderabad.

.....RESPONDENTS

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue any appropriate writ, order or direction preferably a writ in the nature of Writ of Mandamus declaring the action of the 7th respondent in not Honouring the proceedings of the 3rd 4th 5th and 6th respondents made in ROCNO.1285/92-Estt.1, dt.6.3.1992,Dis.No.1570/MSJ/ACCTS/95.DT.10.4.95,DIS.NO.463/SPL/J/EOC/95,DT.21.4.1995,Dis..NO.497/SPL.J/ECAH/95, dated: 18-4-1995, GOVT., MEMO.No. 25526/116/PC-II/94-V, DT.8-8-94 of Finance & Planning Department, respectively as illegal, arbitrary, violative of Articles 14 and 300-A of the Constitution of India and consequently direct the 7th respondent to pass the bills of the employees working in City Criminal Court Red Hills, Nampally, Hyderabad herein in terms of G.O.Ms.NO.182, Finance & Planning (FW.PRC.I) Department, Dt.17-7-1987 issued by the 1st respondent.

Counsel for the Petitioner: Ms. K.N.VIJAYA LAXMI

Counsel for Respondent Nos.1,2 &7: GP FOR FINANCE & Plg.

Counsel for Respondents Nos. 3 to 6: Smt. M.Bhaskara Lakshmi,

SC for A.P. High Court.

The Court made the following :

ORAL COMMON ORDER:

(per Honourable Sri Devinder Gupta, the Chief Justice)

After filing of the Writ Petitions, G.O.Ms.No.180, Finance & Planning (FW-PC.II) Department, was issued on 5.12.2000 notifying sanction of two advance increments to the categories of Typists/Examiners and Copysts working in the High Court of Andhra Pradesh, District Courts and Subordinate Courts under Judicial Department for possession or acquisition of Law degree qualification from any University recognized by the University Grants Commission. In view of the subsequent notification, nothing survives in the present Writ Petitions, which stand disposed of. No costs.

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DEVINDER GUPTA, C.J.

3.3.2005.

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B.SESHASAYANA REDDY, J.

VR.

To

1. The Secretary, Finance & Planning Department
Government of A.P. Hydeabad.
2. The Secretary to Government,
Home (Courts) Department, Hyderabad.
3. The Registrar (Administration),
High Court of A.P., Hyderabad
4. The Metropolitan Sessions Judge,
Red Hills, Nampally, Hyderabad
5. The Special Judge for Economic Offences,
Red Hills, Nampally, Hyderabad
6. The Special Judge for Trial of cases Undser E.C.Act cum IIIAdd. Metropolitan Sessions Judge,
Red Hills, Nampally, Hyderabad.
7. Pay & Accounts officer,
A.P. Hyderabad.

8. Two CCs to Government Pleader for Finance, High Court Buildings, Hyderabad (OUT).

9) 2 CD copies

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